

ATLANTA CITY COUNCIL



Action Minutes Special Call Meeting Wednesday, December 14, 2016

I. CALL TO ORDER

Council President Ceasar C Mitchell called the meeting to order at 11:46a.m.

II. ROLL CALL

Municipal Clerk Rhonda Dauphin Johnson called the roll and declared a quorum.

Attendee Name	Title	Status	Arrived
Ceasar C. Mitchell	Council President	Present	
Michael Julian Bond	Councilmember, Post 1 At-Large	Present	
Mary Norwood	Councilmember, Post 2 At-Large	Present	
Andre Dickens	Councilmember, Post 3 At-Large	Present	
Carla Smith	Councilmember, District 1	Present	
Kwanza Hall	Councilmember, District 2	Present	
Ivory Lee Young Jr.	Councilmember, District 3	Absent	
Cleta Winslow	Councilmember, District 4	Present	
Natalyn Mosby Archibong	Councilmember, District 5	Absent	
Alex Wan	Councilmember, District 6	Present	
Howard Shook	Councilmember, District 7	Present	12:02 PM
Yolanda Adrean	Councilmember, District 8	Absent	
Felicia A. Moore	Councilmember, District 9	Present	
Clarence "C. T." Martin	Councilmember, District 10	Present	
Keisha Lance Bottoms	Councilmember, District 11	Present	
Joyce Sheperd	Councilmember, District 12	Present	

III. INVOCATION

A Moment of Silence was in lieu of the Invocation.

IV. PLEDGE OF ALLEGIANCE

The Council President and Members of Council recited the Pledge of Allegiance to the flag of the United States of America in unison.

V. COMMUNICATION

16-C-5151 (1) - A COMMUNICATION FROM COUNCIL PRESIDENT CEASAR C. MITCHELL CALLING FOR A SPECIAL CALL MEETING OF THE ATLANTA CITY COUNCIL ON WEDNESDAY, DECEMBER 14, 2016 AT 1130A.M.

Final

Councilmember Martin made a Motion to Accept and File 16-C-5151. It was Seconded by Councilmember Wan and CARRIED by a roll call vote of 11 yeas; 0 nays.

ACCEPTED AND FILED BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

VI. ADOPTION OF AGENDA

After explanation of the six (6) resolutions by City Attorney Cathy Hampton, Councilmember Wan made a Motion to Amend the Agenda by adding the six (6) resolutions. It was Seconded by Councilmember Smith and the Motion CARRIED by a roll call vote of 11 yeas; 0 nays. Following, Councilmember Wan made a Motion to Adopt as Amended. It was Seconded by Councilmember Martin and the Motion CARRIED by a roll call vote of 11 yeas; 0 nays.

ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

VII. LEGISLATION FOR CONSIDERATION

16-R-4812 (1) - A SUBSTITUTE RESOLUTION BY THE ATLANTA CITY COUNCIL (12/14/2016) A RESOLUTION TO PROVIDE FOR THE APPROVAL OF THE FINAL TERMS OF THE \$ 144,855,000 CITY OF ATLANTA TAX ALLOCATION BONDS FOR THE BELTLINE PROJECT, CONSISTING OF ITS \$ 21,600,000 TAX ALLOCATION BONDS (BELTLINE PROJECT), REFUNDING SERIES 2016A, ITS \$39,035,000 TAX ALLOCATION BONDS (BELTLINE PROJECT), REFUNDING SERIES 2016B, ITS \$6,290,000 TAX ALLOCATION BONDS (BELTLINE PROJECT), TAXABLE REFUNDING SERIES 2016C, ITS \$39,605,000 TAX ALLOCATION BONDS (BELTLINE PROJECT), SERIES 2016D AND ITS \$38,325,000 TAX ALLOCATION BONDS (BELTLINE PROJECT) TAXABLE SERIES 2016E (COLLECTIVELY THE "SERIES 2016 BONDS"), INCLUDING ANNUAL PRINCIPAL PAYMENTS, AGGREGATE PRINCIPAL AMOUNT AND INTEREST RATES PER ANNUM; TO AUTHORIZE THE EXECUTION, DELIVERY AND PERFORMANCE OF A MASTER INDENTURE OF TRUST, A FIRST SUPPLEMENTAL INDENTURE OF TRUST, AN ESCROW DEPOSIT AGREEMENT AND A BOND PURCHASE AGREEMENT; RATIFY THE PREPARATION, DISTRIBUTION AND USE OF A PRELIMINARY OFFICIAL STATEMENT AND AUTHORIZE A FINAL OFFICIAL STATEMENT IN CONNECTION WITH THE SERIES 2016 BONDS; AND FOR CERTAIN OTHER PURPOSES ALL IN CONNECTION WITH THE ISSUANCE AND SALE OF THE FOREGOING DESCRIBED BONDS.

Councilmember Wan, as Chair of Finance, committee of purview, made a Motion to bring forth a Substitute to Resolution 16-R-4812. It was Seconded by Councilmember Hall and CARRIED by a roll call vote of 12 yeas; 0 nays. The Substitute was before Council. Following, Mr. Wan made a Motion to Adopt on Substitute. It was Seconded by Councilmember Martin and CARRIED by a roll call vote of 12 yeas; 0 nays.

ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 12 YEAS;

0 NAYS

Note: Councilmember Wan made a Motion to Send Resolution 16-R-4812 to the Mayor's Office Post Haste with the implied request that the Mayor take immediate action regarding the item. It was Seconded by Councilmember Martin and then CARRIED by a roll call vote of 12 yeas; 0 nays.

- 16-R-4813 (2) - FOR PROPERTY DAMAGE ALLEGEDLY SUSTAINED AS THE RESULT OF AN AUTOMOBILE ACCIDENT ON SEPTEMBER 9, 2016, AT CUMBERLAND PARKWAY AND PACES FERRY ROAD. (APD/NA - \$3,589.70) #11177
CLAIM OF: Sabrina Hogan
6272 S. Gordon Road, Lot 53
Austell, GA 30168

Councilmember Martin made a Motion to Adopt Resolution 16-R-4813. It was Seconded by Councilmember Smith and CARRIED by a roll call vote of 10 yeas; 2 nays.

ADOPTED BY A ROLL CALL VOTE OF 10 YEAS; 2 NAYS

Note: Councilmember Martin made a Motion to Send Resolutions (16-R-4813, 16-R-4814, 16-R-4815, 16-R-4816, 16-R-4817 and 16-R-4818) to the Mayor's Office Post Haste with the implied request that the Mayor take immediate action regarding the items. It was Seconded by Councilmember Wan and then CARRIED by a roll call vote of 12 yeas; 0 nays.

- 16-R-4814 (3) - FOR PROPERTY DAMAGE ALLEGED TO HAVE BEEN SUSTAINED FROM A SEWER BACK UP ON MARCH 29, 2016 AT 2309 MONTVIEW DRIVE SW. (DWM/08 - \$900.00) #11178
CLAIM OF: Jennifer Kirchner
2309 Montview Drive NW
Atlanta, Georgia 30305

Councilmember Martin made a Motion to Adopt 16-R-4814. It was Seconded by Councilmember Norwood and CARRIED by a roll call vote of 12 yeas; 0 nays.

ADOPTED BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Note: Councilmember Martin made a Motion to Send Resolutions (16-R-4813, 16-R-4814, 16-R-4815, 16-R-4816, 16-R-4817 and 16-R-4818) to the Mayor's Office Post Haste with the implied request that the Mayor take immediate action regarding the items. It was Seconded by Councilmember Wan and then CARRIED by a roll call vote of 12 yeas; 0 nays.

- 16-R-4815 (4) - FOR PROPERTY DAMAGE ALLEGEDLY SUSTAINED AS A RESULT OF DRIVING OVER A METAL PLATE ON JULY 4, 2016, AT 1035 MORELAND AVENUE. (DWM/01 - \$634.61) #11179

CLAIM OF: Otis Shelton
3719 Tarrytown Way
Decatur, GA 30054

Councilmember Martin made a Motion to Adopt Item 16-R-4815. It was Seconded by Councilmember Shook and CARRIED by a roll call vote of 12 yeas; 0 nays.

ADOPTED BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Note: Councilmember Martin made a Motion to Send Resolutions (16-R-4813, 16-R-4814, 16-R-4815, 16-R-4816, 16-R-4817 and 16-R-4818) to the Mayor's Office Post Haste with the implied request that the Mayor take immediate action regarding the items. It was Seconded by Councilmember Wan and then CARRIED by a roll call vote of 12 yeas; 0 nays.

16-R-4816 (5) - FOR PROPERTY DAMAGE ALLEGED TO HAVE BEEN SUSTAINED FROM A VEHICULAR ACCIDENT ON JUNE 1, 2016 AT 3493 DONALD LEE HOLLOWELL PARKWAY. (APD/09 - \$1,022.67) #11180

CLAIM OF: Keith Brinkley
4355 Alysheba Drive
Fairburn, Georgia 30213

Councilmember Martin made a Motion to Adopt Resolution 16-R-4816. It was Seconded by Councilmember Wan and then CARRIED by a roll call vote of 12 yeas; 0 nays.

ADOPTED BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Note: Councilmember Martin made a Motion to Send Resolutions (16-R-4813, 16-R-4814, 16-R-4815, 16-R-4816, 16-R-4817 and 16-R-4818) to the Mayor's Office Post Haste with the implied request that the Mayor take immediate action regarding the items. It was Seconded by Councilmember Wan and then CARRIED by a roll call vote of 12 yeas; 0 nays.

16-R-4817 (6) - A SETTLEMENT RESOLUTION RE S.R. CONTRACTING ENTERPRISES LLC V CITY OF ATLANTA, ET AL BY THE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE A RESOLUTION AUTHORIZING THE SETTLEMENT OF ALL CLAIMS AGAINST THE CITY OF ATLANTA IN THE CASE OF S. R. CONTRACTING ENTERPRISES, LLC V. CITY OF ATLANTA, ET AL., CIVIL ACTION FILE NUMBER 2015CV266585, IN THE FULTON COUNTY SUPERIOR COURT, IN THE TOTAL AMOUNT OF \$30,000.00, TO BE DISTRIBUTED TO PLAINTIFF. OF THIS AMOUNT, AUTHORIZING PAYMENT OF \$30,000.00 TO BE CHARGED TO AND PAID FROM FUND 1001 (GENERAL FUND), CENTER NUMBER 200101 (NON-DEPARTMENTAL), ACCOUNT 5212005 (LITIGATION EXPENSES) AND FUNCTIONAL ACTIVITY NUMBER 151200 (ACCOUNTING) AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DISTRIBUTE THE SETTLEMENT AMOUNT; AND FOR OTHER PURPOSES.

Councilmember Martin made a Motion to Adopt 16-R-4817. It was

Seconded by Councilmember Wan and CARRIED by a roll call vote of 12 yeas; 0 nays.

ADOPTED BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Note: Councilmember Martin made a Motion to Send Resolutions (16-R-4813, 16-R-4814, 16-R-4815, 16-R-4816, 16-R-4817 and 16-R-4818) to the Mayor's Office Post Haste with the implied request that the Mayor take immediate action regarding the items. It was Seconded by Councilmember Wan and then CARRIED by a roll call vote of 12 yeas; 0 nays.

16-R-4818 (7) -

A SETTLEMENT RESOLUTION RE REGINALD BEAVERS, RODNEY AVERY, DARRELL CARTER AND ARETHIA THOMAS V COA BY THE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE A RESOLUTION AUTHORIZING THE SETTLEMENT OF ALL CLAIMS AGAINST THE CITY OF ATLANTA IN THE CASE OF REGINALD BEAVERS, RODNEY AVERY, DARRELL CARTER, AND ARETHIA THOMAS V. CITY OF ATLANTA, CIVIL ACTION FILE NUMBER 2013CV233373, IN THE SUPERIOR COURT OF FULTON COUNTY, STATE OF GEORGIA, IN THE TOTAL AMOUNT OF \$14,347.83, TO BE DISTRIBUTED TO PLAINTIFFS. OF THIS AMOUNT, AUTHORIZING PAYMENT OF \$14,347.83 TO BE CHARGED TO AND PAID FROM FUND 1001 (GENERAL FUND), CENTER NUMBER 200101 (NON-DEPARTMENTAL), ACCOUNT 5212005 (LITIGATION EXPENSES) AND FUNCTIONAL ACTIVITY NUMBER 151200 (ACCOUNTING) AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DISTRIBUTE THE SETTLEMENT AMOUNT; AND FOR OTHER PURPOSES.

Councilmember Martin made a Motion to Adopt Resolution 16-R-4818. It was Seconded by Councilmember Shook and the Motion CARRIED by a roll call vote of 11 yeas; 0 nays.

ADOPTED BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Note: Councilmember Martin made a Motion to Send Resolutions (16-R-4813, 16-R-4814, 16-R-4815, 16-R-4816, 16-R-4817 and 16-R-4818) to the Mayor's Office Post Haste with the implied request that the Mayor take immediate action regarding the items. It was Seconded by Councilmember Wan and then CARRIED by a roll call vote of 12 yeas; 0 nays.

VIII. GENERAL REMARKS

Councilmember Michael Julian Bond wished his son a Happy Birthday. He also wished everyone Happy Holidays. Mr. Bond stated that the 50th Anniversary of Kwanza was being held in the reception area next to the Policy Analyst and Research Office.

Councilmember Keisha Lance Bottoms acknowledged Ms. Nina Hickson as a Historically Black Colleges and Universities (HBCU) alumni as she was a representative on the team that procured the selling of the bonds.

Councilmember Joyce Sheperd wished her mother a Happy 84th Birthday.

Chief Financial Officer Jim Beard wished his father a Happy Birthday.

IX. ADJOURNMENT ROLL CALL

Municipal Clerk Rhonda Dauphin Johnson called the adjourning roll call at 12:38p.m.